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**OFFICE OF PETITIONS**

HOWISON & ARNOTT, L.L.P.  
P.O. BOX 741715  
DALLAS, TX 75374-1715

In re Application of  
Vincent Alan Larsen  
Application No. 10/635,755  
Filed: August 5, 2003  
Attorney Docket No. SAGE-26,407

**DECISION GRANTING PETITION**

This is a decision on the petition filed May 24, 2004, requesting that the above-identified application retain the presently accorded filing date of August 5, 2003, with Figures 12-18 of the specification as part of the original disclosure.

On August 5, 2003, the above-identified application was filed. On May 5, 2004, the Office of Initial Patent Examination mailed a "Notice of Omitted Items of Nonprovisional Application" (the "Notice"), stating that the application had been accorded a filing date of August 5, 2003, however, Figures 12-18 as described in the specification appeared to have been omitted. The Notice allowed a non-extendable two-month period for reply beginning from the mailing date of the Notice.

In response, on May 24, 2004, applicant filed the present petition, and a complete copy of the application filed on August 5, 2003, and a copy of the Office date-stamped postcard receipt acknowledging receiving 14 sheets of drawings on August 5, 2003.

Upon review of the record, Figures 12-18 as described in the specification were not located among the original application papers. The evidence is convincing, however, that Figures 12-18 accompanied the original application papers. Therefore, the application, including Figures 12-18, was complete on filing and entitled to the presently accorded filing date of August 5, 2003.

Accordingly, the petition is granted. The petition fee of \$130.00 will be refunded, in due course.

The application file is being returned to the Office of Initial Patent Examination for further processing with the presently accorded filing date of August 5, 2003, using the fourteen sheets of drawings filed on that date.

Any inquiries related to this decision should be directed to the undersigned at (703) 305-0010

Kenya A. McLaughlin  
Petitions Attorney  
Office of Petition

**UNITED STATES PATENT & TRADEMARK OFFICE**  
Washington, D.C. 20231

**REQUEST FOR PATENT FEE REFUND**

1 Date of Request: <u>9/2/04</u>		2 Serial/Patent # <u>10/635,755</u>	
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